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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

DAVID TREJO,  
Plaintiff,  
v.  
KILOLO KIJAKAZI,  
Acting Commissioner of Social Security,  
Defendant.

Case No. 1:22-cv-00192-EPG

STIPULATION AND ORDER FOR A FIRST  
EXTENSION TO FILE DEFENDANT'S  
OPPOSITION AND RESPONSIVE BRIEF TO  
PLAINTIFF'S MOTION FOR SUMMARY  
JUDGMENT

(ECF No. 13).

IT IS HEREBY STIPULATED, by and between David Trejo (Plaintiff) and Kilolo Kijakai, Acting Commissioner of Social Security (Defendant), by and through their respective counsel of record, that Defendant shall have an extension of time of 14 days to deliver her Responsive Brief and Opposition to Plaintiff's Motion for Summary Judgment. The current due date is Monday, August 15, 2022. The new due date will be Monday, August 29, 2022. The parties further stipulate that all other dates will be extended accordingly.

This is the first extension of time requested by Defendant in the above-captioned matter. Defendant's counsel respectful requests this extension because she has an ongoing wrist injury that is causing difficulty and slowness with typing. Over the next three weeks, Defendant's counsel has seven other district court briefs and a Ninth Circuit brief due, as well as other tasks

1 such as EAJA negotiation and motions, that are a regular aspect of her role. Defendant's counsel  
2 requires additional time to fully review the evidence in this case and draft the brief. This request  
3 is made in good faith with no intention to unduly delay the proceedings.

4 PHILLIP A. TALBERT  
5 United States Attorney

6 DATED: August 9, 2022

7 By: /s/ Andrea Banks  
8 Special Assistant United States Attorney  
9 Attorneys for Defendant

10 /s/ Francesco P. Benavides  
11 Attorney for Plaintiff  
12 (signature approved via email on August 9, 2022)

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## **ORDER**

Based on the above stipulation (ECF No. 13), IT IS ORDERED that Defendant shall file Defendant's responsive brief and opposition to Plaintiff's motion for summary judgment no later than August 29, 2022. All other deadlines in the Court's scheduling order are extended accordingly.

IT IS SO ORDERED.

Dated: August 10, 2022

/s/ Eric P. Groj  
UNITED STATES MAGISTRATE JUDGE